

REMARKS/ARGUMENTS

The Applicant originally submitted Claims 1-21 in the application and amended Claims 1, 8 and 15 in a preliminary amendment and a previous response. In the present response, the Applicant has not canceled or added any claims. Accordingly, Claims 1-21 are currently pending in the application. The Applicant, however, has amended Claims 1, 8 and 15. The amendment does not add any new matter but places the claims in condition for allowance by clearly defining a wireless link of diminished bandwidth.

I. Rejection of Claims 1, 3-8, 10-15 and 17-21 under 35 U.S.C. §103

The Examiner has rejected Claims 1, 3-8, 10-15 and 17-21 under 35 U.S.C. §103(a) as being unpatentable over U.S. Patent No. 5,454,024 to Lebowitz in view of U.S. Patent No. 4,117,405 to Martinez. The Applicant respectfully disagrees since the cited combination of Lebowitz and Martinez does not teach or suggest a wireless link of diminished bandwidth as recited in Claims 1, 8 and 15, that has a bandwidth insufficient to provide commercially-acceptable quality of service standards for voice communication.

Lebowitz, in fact, fails to teach a wireless length of diminished bandwidth. (Examiner's Final Action, page 3). Accordingly, the Examiner cites Martinez to cure this deficiency of Lebowitz. (Examiner's Final Action, pages 3-4). Martinez, however, does not teach or suggest a wireless link of diminished bandwidth that has a bandwidth insufficient to provide commercially-acceptable quality of service standards for voice communication.

Martinez teaches employing multiple very-narrow compressed channels on an operable voice channel. (Abstract and Column 2, line 60 to Column 3, line 6). More specifically, Martinez teaches

compressing alarm transmitter channels within one conventional radio voice channel to communicate signals. (Column 3, lines 45-49). Thus, instead of a wireless link of diminished bandwidth that has a bandwidth insufficient to provide commercially-acceptable quality of service standards for voice communication as recited in Claims 1, 8 and 15, Martinez employs a radio voice channel to communicate signals. Accordingly, Martinez actually teaches away from a wireless link of diminished bandwidth as recited in independent Claims 1, 8 and 15 since Martinez teaches to communicate employing an operable voice channel with multiple very-narrow compressed channels thereon.

Since the cited combination of Lebowitz and Martinez fails to teach or suggest each and every element of independent Claims 1, 8 and 15, the cited combination of Lebowitz and Martinez does not provide a *prima facie* case of obviousness for Claims 1, 8 and 15 and Claims dependent thereon. Thus, Claims 1, 3-8, 10-15 and 17-21 are not unpatentable in view of Lebowitz and Martinez. Accordingly, the Applicant respectfully requests the Examiner to withdraw the rejection under 35 U.S.C. §103(a) and issue allowance for Claims 1, 3-8, 10-15 and 17-21.

II. Rejection of Claims 2, 9 and 16 under 35 U.S.C. §103

The Examiner has rejected Claims 2, 9 and 16 under 35 U.S.C. §103(a) as being unpatentable over Lebowitz and Martinez in further view of U.S. Patent No. 5,422,626 to Fish. The Applicant respectfully disagrees.

As discussed above, the cited combination of Lebowitz and Martinez does not teach and suggest each and every element of independent Claims 1, 8 and 15. Fish has not been cited to cure the deficiencies of Lebowitz and Martinez but to teach a local transceiver and wireless monitoring

station exchanging data in bursts. (Examiner's Final Action, page 5). Thus, the cited combination of Lebowitz, Martinez and Fish does not teach or suggest each and every element of independent Claims 1, 8 and 15 and, therefore, does not provide a *prima facie* of obviousness of Claims 1, 8 and 15 and Claims dependent thereon. Accordingly, Claims 2, 9 and 16 are not unpatentable based on Lebowitz, Martinez and Fish as cited and the Applicant respectfully requests the Examiner to withdraw the rejection under 35 U.S.C. §103(a) and issue allowance thereof.

III. Conclusion

In view of the foregoing remarks, the Applicant now sees all of the Claims currently pending in this application to be in condition for allowance and therefore earnestly solicits a Notice of Allowance for Claims 1-21.

The Applicant requests the Examiner to telephone the undersigned attorney of record at (972) 480-8800 if such would further or expedite the prosecution of the present application.

Respectfully submitted,

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